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## EL995231240US

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May 29, 2007

<u>Via Express Mail</u>

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 "Express Mail" mailing label No. EV 995231240
Date of Deposit: May 29, 2007

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

VA 22313-1450.

Name: Elie H. Gendloff, Esq.

Signature:

Re: U.S.

U.S. Patent Appln. No. 10/581,140

(U.S. Nat'l Phase of PCT Appln. No. PCTUS04/40444)

METHODS AND COMPOSITIONS FOR AUTISM RISK ASSESSMENT

Inventors: Joseph D. Buxbaum, et al.

Our File: 7703/9

Dear Sir/Madam:

Applicants submit herewith the following documents in connection with the above-identified application:

- 1. Reply to Notification of Missing Requirements Under 35 U.S.C. 371;
- 2. Declaration of the Inventors;
- 3. Copy of Notification of Missing Requirements;
- 4. Check in the amount of \$730 to cover the \$130 surcharge for late submission of the Declaration and \$600 for three excess independent claims; and a

06/01/2007 МКАУРАGH 00000062 1055140Return receipt postcard.

01 FC:1617 02 FC:1614 130.00 OP 600.00 OP Please charge any outstanding amount or credit any overpayment to Deposit Account No. 01-1785. Please also acknowledge receipt of the enclosed documents by stamping the enclosed postcard and returning the same to us.

By:

Respectfully submitted,

Amster, Rothstein & Ebenstein LLP Attorneys for Applicants 90 Park Avenue New York, NY 10016 212 336 8000

Dated: New York, New York

May 29, 2007

Elie H. Gendloff

Registration No. 44,704

#### IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Application No. : 10/581,140

Confirmation No. 1982

**Applicant** 

Joseph D. Buxbaum, et al.

Filed

December 3, 2004 (I.A.)

Docket No.

7703/9

Customer No.

1912

Express Mail" mailing label No. EV 995231240 US May 29, 2007 Date of Deposit: I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Elie H. Gendloff Name:

Signature:

REPLY TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Reply is to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) dated March 29, 2007 in the above-identified application. Since this Reply is due May 29, 2007 it is timely filed.

#### Oath or Declaration

Enclosed herewith is a Declaration of the Inventors in compliance with 37 C.F.R. 1.497(a) and (b). A copy of the Notification is also included herewith, as required.

#### **Amendment**

Please enter the following amendments before calculating excess claim fees.



#### United States Patent and Trademark Office

1103/9

UNITED STATES DEPARTMENT OF COMMERCE United Status Patent and Trademark Office Address COMMISSIONER FOR PATENTS PO. Box 1450 Alexandra, Virginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY. DOCKET NO.

10/581,140 Joseph D. Buxbaum 7703/9

INTERNATIONAL APPLICATION NO.

PCT/US04/40444

1912
AMSTER, ROTHSTEIN & EBENSTEIN LLP
90 PARK AVENUE
NEW YORK, NY 10016

I.A. FILING DATE PRIORITY DATE
12/03/2004 12/05/2003

Date Mailed: 03/29/2007

# NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

AMSTER AUTHSTEIN & ENENSTEIN, LLP

- Copy of the International Application filed on 05/31/2006
- Copy of the International Search Report filed on 05/31/2006
- Preliminary Amendments filed on 05/31/2006
- U.S. Basic National Fees filed on 05/31/2006
- Specification filed on 05/31/2006
- Claims filed on 05/31/2006
- Abstracts filed on 05/31/2006
- Drawings filed on 05/31/2006

4/3/07 7703/9 5/29/07-9/29k7 Respons

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$2160 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$2290 for a Large Entity:

- \$130 Surcharge.
- Total additional claim fee(s) for this application is \$ 2160
  - \$1400 for 7 independent claims over 3.
  - \$400 for 8 total claims over 20.
  - \$360 for multiple dependent claim surchare.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. <a href="https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html">https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html</a>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

#### DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/581,140	PCT/US04/40444	7703/9

FORM PCT/DO/EO/905 (371 Formalities Notice)